

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

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DAN ROADHOUSE,

Plaintiff,

v.

LAS VEGAS METROPOLITAN POLICE
DEPARTMENT,

Defendant.

2:09-cv-00033-JCM-LRL

MINUTE ORDER

Dated: October 14, 2010

PRESENT: THE HONORABLE LAWRENCE R. LEAVITT, United States Magistrate Judge

JUDICIAL ASSISTANT: Carol DePino RECORDER: None

COUNSEL FOR PLAINTIFF(S): None Appearing

COUNSEL FOR DEFENDANT(S): None Appearing

Before the court is defendant's Motion to Compel Attorney Fee Agreement (#145). Also before the court are plaintiff's Opposition (#146) and defendant's Reply (#148). Defendant seeks an order to compel plaintiff to produce his attorney fee agreement in response to Assistant Sheriff Raymond J. Flynn ("Flynn")'s First Set of Interrogatories to Plaintiff Dan Roadhouse.

Pursuant to Order (#147), Las Vegas Metropolitan Police Department ("LVMPD") is the only remaining defendant in this action. LVMPD does not assert that it propounded the interrogatory underlying the instant motion. Rather, the Motion to Compel (#145) stems from an interrogatory propounded by Flynn, who was terminated as a party in this action on August 6, 2010. Only parties may propound interrogatories. *See* Fed. R. Civ. P. 33. Accordingly,

IT IS ORDERED that defendant's Motion to Compel Attorney Fee Agreement (#145) is denied as moot.



LAWRENCE R. LEAVITT
UNITED STATES MAGISTRATE JUDGE